

MINUTES

MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON BUSINESS, LABOR, AND ECONOMIC AFFAIRS

Call to Order: Chair Edward Buttrey, on March 14, 2017 at 8:00 AM, in Room 422
Capitol

ROLL CALL

Members Present:

Sen. Edward Buttrey, Chair (R)
Sen. Dee Brown, Vice Chair (R)
Sen. Pat Connell (R)
Sen. Tom Facey (D)
Sen. Steve Fitzpatrick (R)
Sen. Daniel R. Salomon (R)
Sen. Jason D. Small (R)
Sen. Frank Smith (D)
Sen. Gordon Vance (R)
Sen. Gene Vuckovich (D)

Members Excused: None

Members Absent: None

Staff Present: Linda Keim, Committee Secretary
Jameson Walker, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 474, 3/2/2017
Executive Action: Be Concurred In: HB 470, HB 137, HB 358
Be Concurred In As Amended: HB 145
Tabled: HB 223

00:00:01 Chair Buttrey

HEARING ON HB 474

Opening Statement by Sponsor:

0:01:26 Rep. Ray Shaw (R), HD 71, opened the hearing on HB 474. Allow consumptive hour for consumers at microdistilleries.

Proponents' Testimony:

00:02:47 John McKee, president, Montana Distillers Guild
00:08:09 Tyrrell Hibbard, co-owner, Gulch Distillers (GD) Helena
00:10:24 Robin Blazer, co-owner Willie's Distillery, Ennis; also speaking for Jim Harris, Bozeman Spirits Distillery and partner in White Dog Brewing Company

Sen. Brown went on record indicating that she is not a co-sponsor of the bill.

00:20:09 Courtney McKee, co-owner Headframe Spirits, Butte

Opponents' Testimony:

00:23:07 John Iverson, Montana Tavern Association

Chair Buttrey left the hearing. Vice Chair Brown assumed the role of chair.

00:28:54 Neil Peterson, Gaming Industry Association

[**EXHIBIT\(bus53a01\)**](#)

Informational Testimony:

00:32:18 Shauna Helfert, Liquor Control Division, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:32:41 Sen. Connell
00:35:12 Jameson Walker, Legislative Services Division (LSD)
00:35:38 Sen. Facey
00:37:41 Mr. Hibbard, GD
00:37:57 Sen. Salomon
00:38:35 Rep. Shaw
00:38:52 Sen. Facey
00:39:33 Ms. Helfert, DOR
00:40:53 Sen. Facey
00:41:30 Mr. McKee
00:42:12 Sen. Facey
00:42:15 Ms. Helfert
00:42:27 Chair Brown
00:47:14 Ms. Helfert

[**EXHIBIT\(bus53a02\)**](#)

00:47:57 Sen. Facey
 00:48:26 Ms. Helfert
 00:48:49 Sen. Small
 00:49:04 Ms. Helfert
 00:49:51 Chair Brown
 00:54:22 Ms. Helfert

Closing by Sponsor:

00:54:57 Rep. Shaw
 00:59:05 Chair Brown
 00:59:39 Recess
 02:00:42 Reconvened by Chair Buttrey. Sen. Smith was excused.

EXECUTIVE ACTION ON HB 137

02:00:53 **Motion:** Sen. D. Brown moved that **HB 137 BE CONCURRED IN.**

Discussion:

02:01:19 Chair Buttrey
 02:01:42 Sen. Facey
 02:02:16 **Vote:** Motion carried unanimously by voice vote. Sen. F. Smith voted by proxy. Sen. Facey will carry the bill.

EXECUTIVE ACTION ON HB 145

02:02:45 **Motion:** Sen. D. Brown moved that **HB 145 BE CONCURRED IN.**

Discussion:

02:02:59 Chair Buttrey
 02:03:09 Jameson Walker, Legislative Services Division (LSD)
 02:03:21 Chair Buttrey
 02:03:40 **Motion:** Sen. D. Brown moved that **HB 145 BE AMENDED.**
[**EXHIBIT\(bus53a03\)**](#)

Discussion:

02:03:56 Mr. Walker, LSD
 02:04:48 Sen. Brown
 02:04:57 Mr. Walker
 02:05:16 Chair Buttrey
 02:05:24 Mr. Walker
 02:05:26 Sen. Facey
 02:05:40 Chair Buttrey

02:05:43 Mr. Walker

02:05:46 **Vote:** Motion carried unanimously by voice vote. Sen. F. Smith voted by proxy.

02:06:06 **Motion/Vote:** Sen. D. Brown moved that **HB 145 BE CONCURRED IN AS AMENDED**. Motion carried unanimously by voice vote. Sen. F. Smith voted by proxy. Sen. Fitzpatrick will carry the bill.

EXECUTIVE ACTION ON HB 223

02:06:37 **Motion:** Sen. D. Brown moved that **HB 223 BE CONCURRED IN**.

Discussion:

02:06:56 Chair Buttrey

02:06:58 Jameson Walker, Legislative Services Division (LSD)

02:07:01 Sen. Salomon

02:07:45 Sen. Brown

02:08:41 Sen. Facey

02:09:29 Chair Buttrey

02:10:34 **Vote:** Motion failed 2-8 by roll call vote with Sen. Salomon and Sen. Small voting aye. Sen. F. Smith voted by proxy.

02:11:28 **Substitute Motion/Vote:** Sen. D. Brown made a Substitute Motion that **HB 223 BE TABLED AND THE VOTE REVERSED**. Motion carried 9-0 by voice vote. Sen. F. Smith was excused.

EXECUTIVE ACTION ON HB 358

02:11:59 **Motion:** Sen. D. Brown moved that **HB 358 BE CONCURRED IN**.

Discussion:

02:12:19 Chair Buttrey

02:12:21 Jameson Walker, Legislative Services Division (LSD)

02:13:31 Sen. Fitzpatrick

02:14:12 Chair Buttrey

02:14:22 **Vote:** Motion carried 6-4 by roll call vote with Sen. Facey, Sen. Small, Sen. F. Smith and Sen. Vuckovich voting no. Sen. F. Smith voted by proxy. Sen. Fitzpatrick will carry the bill.

EXECUTIVE ACTION ON HB 470

02:15:16 **Motion:** Sen. D. Brown moved that **HB 470 BE CONCURRED IN**.

Discussion:

02:15:41 Chair Buttrey

02:15:43 Sen. Facey
02:16:16 Sen. Connell
02:16:39 Chair Buttrey
02:16:49 Sen. Connell
02:17:07 Sen. Brown
02:17:27 Sen. Facey

02:17:37 **Vote:** Motion carried unanimously by voice vote. Sen. F. Smith voted by proxy.
Sen. Salomon will carry the bill.

Committee Bill:

02:18:09 Chair Buttrey

02:18:12 **Motion:** Sen. Fitzpatrick moved to draft a committee bill to allow Montana to become compliant with the Real ID Act.

Discussion:

02:19:11 Chair Buttrey
02:19:13 Sen. Facey
02:19:34 Sen. Fitzpatrick
02:19:46 Sen. Facey

02:20:01 Sen. Fitzpatrick withdrew his motion.

Committee Business:

02:20:17 Chair Buttrey
02:20:28 Jameson Walker, Legislative Services Division (LSD)
02:20:42 Sen. Facey
02:21:00 Mr. Walker, LSD
02:21:12 Chair Buttrey
02:21:41 Sen. Connell
02:22:01 Chair Buttrey

ADJOURNMENT

Adjournment: 10:24 AM

Linda Keim, Secretary

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Additional Documents:

EXHIBIT([bus53aad.pdf](#))